

TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
January 16, 2007

The Tippecanoe County Commissioners met on Tuesday, January 16, 2007 at 10:00 A.M. in the Tippecanoe Room in the County Office Building. Commissioners present were: President KD Benson, Vice President John L. Knochel, and Member Ruth E. Shedd. Also present were: Auditor Jennifer Weston, Commissioners' Assistant Frank Cederquist, County Attorney David W. Luhman, and Secretary Jennifer Prange.

President Benson called the meeting to order and led the Pledge of Allegiance.

APPROVAL OF MINUTES

- Commissioner Knochel made a motion to approve minutes of the January 2, 2007 meeting as distributed, seconded by Commissioner Shedd; motion carried.

ACCOUNTS PAYABLE

Frank Cederquist presented the accounts payable vouchers. Approval is requested for vouchers filed January 5, 11, and 12 without exception.

- Commissioner Shedd moved to approve claims as presented, seconded by Commissioner Knochel; motion carried.

Mr. Cederquist asked that accounts payable vouchers for January 16, 2007 be approved with one exception in the amount of \$4,122.81 for GNA Professionals. Payment for this claim will be held until further investigation is completed.

- Commissioner Shedd moved to approve the accounts payable vouchers for January 16, 2007 with one exception as stated, seconded by Commissioner Knochel; motion carried.

HIGHWAY: Opal Kuhl

A title sheet for 300 West and US 52 Intersection Improvement Project was presented for approval. Director Kuhl mentioned that right-of-way issues have been resolved and both parties are ready to proceed.

- Commissioner Knochel move to approve the title sheet for the 300 West at US 52 Intersection Improvement Project, seconded by Commissioner Shedd; motion carried.

Tippecanoe County Road Right-Of-Way MS4 Agreement with Tippecanoe County Board of Commissioners and HE-BFS was presented. Director Kuhl made note that this agreement is for GIS work and mapping of ditches, pipes and storm structures. This contract is in the amount of \$120,000. Commissioner Benson questioned whether this information would be available on GIS. Representatives from HE-BFS agreed information would be accessible on GIS.

- Commissioner Knochel moved to approve the contract for HE-BFS in the amount of \$120,000, seconded by Commissioner Shedd; motion carried.

Contract modification #3 for the Lauramie Creek Erosion Project was presented for approval in the amount of \$18,007.75. This modification includes dirt for gabions and rip rap areas. Change order #4 balances quantities left from the summer project to include borrows, rip-rap, erosion control blankets, geo-textiles, seeding and guardrail. This change order is in the amount of \$27,524.90.

- Commissioner Knochel moved to approve the Contract Modification #3 and Change Order #4 as presented, seconded by Commissioner Shedd; motion carried.

Street Acceptance for Hadley Moors, Part 7, Crusade Drive 50' with a bond amount of \$1,389 was presented by Director Kuhl.

- Commissioner Knochel moved to approve the Street Acceptance into the county system, Hadley Moors Part 7 with accompanying bond as presented, seconded by Commissioner Shedd; motion carried.

Director Kuhl presented a Street Acceptance for Blackthorne, Phase One, Peridian Drive, Morallion Drive, Morallion Court, Trego Court and Kerfoot Drive. The total for this Street Acceptance is 2,579.88 feet with a bond amount of \$38,400.

- Commissioner Knochel moved to approve the Phase One streets as presented with the accompanying bond, seconded by Commissioner Shedd; motion carried.

Director Kuhl is asking for approval on a Parcelization and Grant of Right-of-Way for Margaret and James Williams on County Road 1200 South. There are two parcels; one is a 2.192 acre tract and the other is 5.0 acre tract.

- Commissioner Knochel moved to approve the acceptance for the grant right-of-way for 1200 South and Grant, seconded by Commissioner Shedd; motion carried.

Director Kuhl presented a Construction Maintenance Bond for J.R. Kelly, Inc. for property at 5701 N. 50 West to install a water line.

- Commissioner Knochel moved to approve the construction maintenance bond for J.R. Kelly, seconded by Commissioner Shedd; motion carried.

Supplemental Agreement #5 for the McCarty Lane extension from 550 East to SR 26 from DLZ. Director Kuhl noted a substantial increase in the agreement. The Highway department is working with developers and DLZ on alignment to ensure that this project is in line with rezones done several years ago. Director Kuhl stated that DLZ is ready to proceed with design and survey work. DLZ is also designing the drainage for both the road and the ditch connecting to the regional detention pond. The contract amount is \$245,050.

- Commissioner Knochel moved to approve the Supplemental Agreement #5 for McCarty Lane Extension, seconded by Commissioner Shedd; motion carried.

Director Kuhl presented a Covered Bridge Certificate. This certificate declares the number of covered bridges in Tippecanoe County. Director Kuhl stated that there are no covered bridges and no plans to build.

- Commissioner Knochel moved to approve the Covered Bridge Certification, seconded by Commissioner Shedd; motion carried.

SHERIFF: Tracy Brown

Sheriff Tracy Brown's compensation agreement was presented to the Commissioners for approval. Sheriff Brown noted he was pleased with this contract and would ask the Commissioners to accept it as written. Commissioner Benson thanked the Sheriff for accepting this type of agreement and stated that this agreement had been successful with Sheriffs in the past.

- Commissioner Knochel moved to approve the compensation agreement for Sheriff as presented, seconded by Commissioner Shedd; motion carried.

CASA: Connie Schneck

CASA is requesting permission to apply for a Criminal Justice Institute Grant. Ms. Schneck stated that a current problem at CASA is the lack of staff to supervise and support the number of volunteers needed for the program. These volunteers are advocates for children that are abused and neglected in our community. Last year, 483 children were assigned to the program. This grant would provide CASA with a part-time employee.

- Commissioner Knochel moved to approve the grant request from CASA as stated, seconded by Commissioner Shedd; motion carried.

YOUTH SERVICES UPDATE: Rebecca Humphrey

Director Humphrey thanked the Commissioners for assisting her in her transition as the new Executive Director of Youth Services. Director Humphrey has been reviewing previous facility reports as well as contacting possible sites for the new facility. Currently, she is investigating youth resources and practices across the state and meeting with community members to discuss issues and concerns. Director Humphrey will provide a formal report at the February Commissioners' meeting as she will continue to do each month after. Director Humphrey has met with Judge Loretta Rush weekly and Jason Kniola of Cary Home regarding the progress and vision for our county.

BUILDING COMMISSION: Ron Highland

For the record: Dave Luhman stepped out as County Attorney and Attorney Jay Seeger stepped in.

Building Commissioner Ron Highland presented information regarding an unsafe structure located on Wyndham Way in West Lafayette. Owner Pat Richards informed the Building Commissioner's office of possible structural problems in May of 2006. This unit was inspected by Building Commissioner Highland and Ken Brown and determined to be an unsafe structure per Building Ordinance 94-23cm and IC 36-7-9. Building Commissioner Highland had documented a timeline of events leading up to December 2006 and now recommending that the

County Commissioners take action in resolving this matter. Mr. Richard, with his attorney Christine DeSanctis informed the Commissioners of their current status with the structure. Ms. DeSanctis asked that this property not be destroyed due to the fact that this is evidence for their case currently waiting for trial in Circuit Court. Building Commissioner Highland stressed the importance of safety for the community and homeowners in that area, as well the liability on the county in the event the structure should fall. Ms. DeSanctis indicated that the owner has fenced the perimeter of the property and posted signs of “no trespassing” and “do not enter”. Attorney Jay Seeger presented information regarding the structure with an engineering report to each commissioner. Attorney Seeger also presented options for the Commissioners, to include a fine for not complying with county request. He mentioned that a fine would perhaps motivate the owner to take action to obtain a court order or proceed with demolition. Building Commissioner Highland stated the fact that the owner has had ample time to comply with the County’s request. Attorney Seeger proposed that in the event that owner complies with the request, the fine could be withdrawn.

- Commissioner Knochel moved to uphold the decision of the Building Commissioner and requested the owner take appropriate action. Mr. Richard should attend the Board of Commissioners’ meeting on March 5, 2007 with an update on the progress. If the owner fails to meet request and deadline a \$5,000 fine will be enforced. Seconded by Commissioner Shedd; motion carried.

For the record: Jay Seeger left the meeting and Dave Luhman returned.

LIGHT AND BREUNING, INC. SCAN NET SOFTWARE AGREEMENT

Frank Cederquist, Commissioner’s Assistant, presented a support agreement from Light & Breuning, Inc. Scan Net Software that operates the parking garage equipment. This agreement between Tippecanoe County and Light & Breuning is \$540 per quarter with a 2-year agreement. Attorney Luhman reviewed this agreement and determined it is acceptable.

- Commissioner Knochel moves to approve the agreement between Tippecanoe County and Light & Breuning, Inc., seconded by Commissioner Shedd; motion carried.

BULK COPY AGREEMENT

Attorney Luhman presented a proposed agreement from the Recorder’s office. Recorder Oneta Tolle is requesting the Commissioners approve the Bulk Copy Agreement to sell copies of documents in bulk. This agreement would allow the Recorder to enter into a contract with businesses that purchase a large amount of copies. Copies will be charged at the statutory fee of \$.05. Attorney Luhman informed the Commissioners that this contract has been in place with previous recorders.

- Commissioner Knochel moved to approve the Bulk Copy Agreement, seconded by Commissioner Shedd; motion carried.

REPORTS ON FILE

Tippecanoe County Library, Wabash River Heritage Corridor Commission, and Mail & Duplicating are on file in the Commissioners’ office.

PUBLIC COMMENT

Sadie Harper-Scott spoke on behalf of a juvenile facility in Tippecanoe County. Ms. Scott is deeply concerned about juveniles in our county, and shared her experiences with the Commissioners. She mentioned that she has had the opportunity to visit children from our county placed in facilities out of town and concerned about the treatment received. Ms. Scott encouraged the Commissioners to move quickly on this facility in attempt to care for troubled juveniles locally.

Samuel Smith also spoke on behalf of the troubled juveniles in Tippecanoe County. Mr. Smith expressed his concerns with the welfare of these children and encouraged the Commissioners to move forward with a juvenile facility.

Commissioner Benson thanked these individuals for addressing the board and the public and asked that they keep in touch with Judge Loretta Rush as the County moves forward with this project.

- Commissioner Knochel moved for adjournment, seconded by Commissioner Shedd; meeting adjourned.

**BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE**



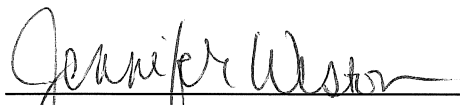
KD Benson, President



John L. Knochel, Vice President



Ruth E. Shedd, Member

ATTEST:


Jennifer Weston, Auditor